

CHAPTER CI.

An ACT enabling the Governor to incorporate a company for making a turnpike road from Pawling's ford bridge to the Little Conestogoe turnpike road.

SECT. 1. BE it enacted by the senate and house of representatives of the commonwealth of Pennsylvania, in general assembly met, and it is hereby enacted by the authority of the same, That John Baily, John Templin, Samuel Shafer, John Meridith, Samuel Townsend, William Shuler, John Reinhart, Enoch Walker, John Morgan, Henry Christman, jr. Lewis Warmwag, David Potts, and Thomas Baird, be and they are hereby appointed commissioners to do and perform the several duties hereinafter mentioned: that is to say, They shall on or before the last Monday in April next, procure one or more books, and in each of them enter as follows: " We whose names are hereunto subscribed, do promise to pay to the president and managers of the Charlestown, Coventry, and Conestogo turnpike road Company, the sum of fifty dollars for every share of stock in said company, set opposite our respective names in such manner and proportions, and at such times as shall be determined by the president and managers of the said company, in pursuance of an act of the General Assembly of this commonwealth, entitled " An act enabling the governor to incorporate a company for making a turnpike road from Pawling's ford bridge to the Little Conestogoe, turnpike road. Witness our Hands, this day of

Commissioners named.

Books to be opened.

" And shall thereupon give notice in two of the public papers printed in the city of Philadelphia, one published in the county of Chester, one in Montgomery, and one in Lancaster respectively, for one calendar month at least of the times and places, when and where the said books shall be kept open to receive subscriptions for the stock of said company, at which respective times and places some two of the said commissioners shall attend, and permit, and suffer all persons of lawful age, who shall offer to subscribe in the said books in their own name or the names of any other persons, who shall duly authorize the same for any number of shares in the said stock, and the said books shall be kept open respectively, for the purposes aforesaid, at least six hours, in every juridical day, for the space of three days, if necessary, or until the said books shall have one thousand six hundred shares therein subscribed, and if at the expiration of the said three days the books aforesaid shall not have the number of shares aforesaid therein subscribed, the said commissioners may adjourn from time to time and transfer the said books elsewhere until the whole number of shares shall be subscribed, of which adjournment and transfer the said commissioners shall give such public notice as the occasion may require, and when the whole number of shares subscribed in all the said books shall amount to the number aforesaid the same shall be closed:

Notice to be given of the time and place of opening books.

How long to be kept open.

May adjourn and transfer books.

Proviso.

Provided always, That every person offering to subscribe in the said books in his own or any other name shall previously pay to the attending commissioners the sum of five dollars for every share to be subscribed, out of which shall be defrayed the expenses attending the taking such subscriptions and other incidental charges, and the remainder shall be paid to the said company as soon as the same shall be organized, and the officers chosen as hereinafter mentioned.

SECT. II. *And be it further enacted by the authority aforesaid,* That when fifty persons or more shall have subscribed five hundred shares, or more, of the said stock, the said commissioners, or a majority of them may, or when the whole number of shares aforesaid, shall be subscribed, they shall certify to the governor under their hands and seals, the names of the subscribers, and the number of shares subscribed by each, whereupon he shall, by letters patent under his hand, and seal of the state, create and erect the subscribers, and if the subscriptions be not full at the time, then also those who shall thereafter subscribe, to the number aforesaid, into one body politic and corporate, in deed and in law, by the name, style, and title of "The President, Managers, and Company of the Pawling's ford and Conestogoe turnpike road." And by the same name the said subscribers shall have perpetual succession, and shall enjoy all the privileges and franchises incident to a corporation and shall be capable of taking and holding their capital stock, and of enlarging the same from time to time by new subscriptions, in such manner and form as they shall think proper, if such enlargement shall be found necessary to fulfil the intent of this act, and of purchasing taking and holding to them and their successors and assigns, and of selling, transferring and conveying in fee simple, or for any less estate, all such lands, tenements, hereditaments, and estate real and personal, as shall be necessary to them in the prosecution of their works, and of suing and being sued, and of doing all and every other matter and thing which a corporation or body politic may lawfully do.

SECT. III. *And be it further enacted by the authority aforesaid,* That the commissioners aforesaid, as soon as conveniently may be after said letters patent shall have been sealed and obtained, shall give notice in one newspaper, in the city of Philadelphia, one in the county of Montgomery, and one in the county of Chester, and elsewhere if occasion may require, of a time and place by them to be appointed, not less than twenty days from the publication of the first notice, at which time and place the said subscribers shall proceed to organize the said corporation, and shall choose by a majority of votes of the said subscribers, by ballot, to be delivered in person, or by proxy, duly authorized, one president, seven managers, and one treasurer, and such others officers as they shall think necessary to conduct the business of the said company for one year, and until such other offi-

500 shares being subscribed, letters patent may issue.

Style of corporation.

Powers and privileges.

Notice to be given of the time and place of organizing the corporation.

What officers to be chosen.

cers shall be chosen, and the said managers so chosen, and their successors, shall and may make such by-laws, rules, orders, and regulations, not inconsistent with the constitution of the United States, or of this state, as shall be necessary for the well ordering the affairs of the said company. By-laws.

SECT. IV. *And be it further enacted by the authority aforesaid,* That the said company are hereby authorized to make a turnpike road from Pawling's ford bridge, on the river Schuylkill, through the village of Coventry, to intersect the Little Conestogoe turnpike road at or near to Samuel Jacob's tavern, in Berks county, and shall have the like powers, authorities and privileges, necessary for carrying on and completing the said road, and be subject to all the duties, qualifications, restrictions, penalties, fines and forfeitures, and be entitled to like tolls and profits in proportion to the distance, as are given and granted to the president, managers, and company of the Great Valley and Wilmington turnpike road: *Provided,* That if the said company shall not proceed to carry on the said work in three years after the passing of this act, or shall not within ten years thereafter complete the said road, or shall in any wise misuse or abuse the provisions of this act, contrary* to the true intent and meaning thereof, then, in either of these cases, all and singular, the rights, liberties, and franchises hereby granted to the said company, shall revert to this commonwealth. Like powers, &c. and like tolls as are granted to the Great Valley and Wilmington turnpike company.

Proviso, as to the time of commencing and completing the work.

JOHN ST. CLAIR, *Speaker*
of the House of Representatives.

P. C. LANE, *Speaker of the Senate.*

APPROVED—the twenty-second day of March, one thousand eight hundred and fourteen.

SIMON SNYDER.

CHAPTER CII.

A SUPPLEMENT to an act entitled “*An act for the sale of goods distrained for rent, and to secure such goods to the persons distraining the same for the better security of rents, and for other purposes therein mentioned.*”

SECT. I. *BE it enacted by the senate and house of representatives of the commonwealth of Pennsylvania, in general assembly met, and it is hereby enacted by the authority of the same, That the provisions of the twelfth section of the act, entitled “An act for the sale of goods distrained for rent, and to secure such goods to the persons distraining the same, for the better security of rents, and for other purposes therein mentioned,” shall not be so construed or extended, as to enable any landlord or lessor, his heirs or assigns, by the summary mode of proceeding therein pre-*

* “*According,*” in the original.